

NOTICE OF RECEIPT WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on AUGUST 21, 2023. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number: 41C 30160793
Applicant: ALDER TRIPLE R LLC
386 PARK AVE S FL 20
NEW YORK, NY 10016 8814

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	41C-30150055	APRIL 30, 1866
STATEMENT OF CLAIM	41C-30151556	APRIL 30, 1865

PAST USE OF WATER

CLAIMS 41C 30151556 & 30150055 WERE SPLIT FROM PARENT RIGHTS 41C 100941-00 & 41C 100944-00. 41C 30151556 & 41C 30150055 WERE HISTORICALLY DIVERTED THROUGH THE PHILLIPS #2 DITCH IN THE SWNESW SEC 21, T6S, R4W, MADISON COUNTY. WATER WAS DIVERTED FOR IRRIGATION OF 35.5 ACRES FROM APRIL 1 TO NOVEMBER 1. THE SOURCE OF THE WATER IS THE RUBY RIVER.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION FOR STATEMENTS OF CLAIM 41C 30151556 & 41C 30150055. THE PROPOSED POINT OF DIVERSION IS THE ELSER-FINLEY-NORTON DITCH LOCATED IN THE NWNESW SEC 21, T6S, R4W, MADISON COUNTY. THE APPLICANT PROPOSES TO RETIRE THE HISTORIC POINT OF DIVERSION. THERE WILL BE NO CHANGE IN PLACE OF USE, PURPOSE, OR STORAGE.

ADDITIONAL INFORMATION

THIS CHANGE APPLICATION WAS SUBMITTED WITH CONCURRENT CHANGE 41C 30160794 TO CHANGE CLAIM 41C 30151557.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) to submit an objection under § 85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136